

STATE OF NEW JERSEY  
DEPARTMENT OF LAW & PUBLIC SAFETY  
DIVISION OF CONSUMER AFFAIRS  
BOARD OF NURSING

IN THE MATTER OF THE  
LICENSE OF

JANET B. QUILLOY, R.N.  
License # 26NR10856200

TO PRACTICE NURSING IN THE  
STATE OF NEW JERSEY

Administrative Action

FINAL ORDER  
OF DISCIPLINE

This matter was opened to the New Jersey State Board of Nursing ("the Board") upon receipt of information which the Board has reviewed and upon which the following findings of fact and conclusions of law are made:

**FINDINGS OF FACT**

1. Janet B. Quilloy ("Respondent") is a Registered Professional Nurse (RN) in the State of New Jersey, and has been a licensee at all times relevant hereto.
2. On or about August 29, 2014, the Board issued a letter of inquiry asking Respondent, inter alia, to provide information concerning an arrest for shoplifting on August 13, 2012, and documentation of continuing education completed within the last three years.
3. The letter of inquiry was sent by certified and regular mail. The certified mail receipt was signed upon delivery. The regular mailing was not returned. The Board received no response.

4. Respondent indicated on her application for renewal of her nursing license in 2013 that she would have timely completed all required continuing education for the June 1, 2011 – May 31, 2013 renewal period by May 31, 2013.

### **CONCLUSIONS OF LAW**

Respondent's failure to respond to a Board inquiry constitutes a failure to cooperate with a Board investigation in violation of N.J.A.C. 13:45C-1.2 - 1.3, subjecting Respondent to sanctions pursuant to N.J.S.A. 45:1-21(e).

Respondent's failure to demonstrate timely completion of continuing education requirements for the June 1, 2011 – May 31, 2013 renewal period is interpreted as a violation of N.J.A.C. 13:37-5.3, subjecting respondent to sanctions pursuant to N.J.S.A. 45:1-21(e) and (h).

Respondent's indication on her 2013 renewal application that she would have timely completed all required continuing education for the June 1, 2011 – May 31, 2013 licensing cycle by May 31, 2013 is interpreted as misrepresentation in violation of N.J.S.A. 45:1-21(b).

### **DISCUSSION**

Based on the foregoing findings and conclusions, a Provisional Order of Discipline seeking a suspension, reprimand and seven hundred and fifty dollars (\$750) in civil penalties was entered on August 15, 2014. Copies were served upon Respondent via regular and certified mail. The Provisional Order was subject to finalization by the Board at 5:00 p.m. on the thirtieth day following entry unless Respondent requested a modification or dismissal of the stated findings of fact and conclusions of law by setting forth in writing any and all reasons why said findings and

conclusions should be modified or dismissed and submitting any and all documents or other written evidence supporting Respondent's request for consideration and reasons therefor.

Respondent initially replied to the Provisional Order of Discipline by providing evidence of completing the following continuing education:

30 hours in May 2011 for the June 1, 2009 – May 31, 2011 biennial period;

0 hours within June 1, 2011 – May 31, 2013; and

30 hours in September 2013 for the June 1, 2013 – May 31, 2015 biennial period.

Respondent may use the 30 hours completed in September 2013 to cure the deficiency of the June 1, 2011 – May 31, 2013 biennial period, but those same 30 hours may not also satisfy the requirements of the June 1, 2013 – May 31, 2015 biennial period.

Respondent was advised that certain information and documentation had not yet been received and that the Board would require a full and complete response to the letter of inquiry. Respondent further replied and provided all the required information and documentation regarding the criminal matter, and her place of nursing employment.

The Board reviewed Respondent's submissions and determined that further proceedings were not necessary. The Board was not persuaded that the submitted materials merited further consideration, as Respondent did not dispute the findings of fact or conclusions of law. Inasmuch as Respondent provided the information originally requested and cured her continuing education deficiency from the previous biennial period, the Board determined that suspension was no longer warranted. However, the Board determined that Respondent's failure to respond to the original inquiry, thereby

necessitating the filing of the Provisional Order of Discipline, and review of Respondent's subsequent reply months later, warrants imposition of a five hundred dollar (\$500) civil penalty. Additionally, Respondent did not timely complete the required continuing education within the June 1, 2011 – May 31, 2013 biennial period and for that, the Board has determined that a two hundred and fifty dollar (\$250) civil penalty is warranted. Similarly, the Board has determined that the reprimand is warranted for Respondent's false answer on the 2013 biennial renewal application whereby she certified that she had completed the required continuing education when she had not done so.

ACCORDINGLY, IT IS on this 22 day of January, 2015,  
ORDERED that:

1. A public reprimand is hereby imposed for the violation of N.J.S.A. 45:1-21(b).
2. A civil penalty in the amount of five hundred dollars (\$500) is hereby imposed for the violation of N.J.A.C. 13:45C-1.2 - 1.3, as well as a civil penalty of two hundred and fifty dollars (\$250) for the violation of N.J.A.C. 13:37-5.3, for a total penalty amount of seven hundred and fifty dollars (\$750). Payment shall be made by certified check, bank cashier check, or money order payable to "State of New Jersey," or by wire transfer, direct deposit, or credit card payment delivered or mailed to George Hebert, Executive Director, State Board of Nursing, P.O. Box 45010, Newark, New Jersey 07101. Any other form of payment will be rejected and will be returned to the party making the payment. Payment shall be made no later than fifteen (15) days after the date of filing of this Final Order of Discipline. In the event Respondent fails to make a

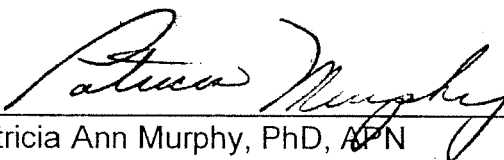
timely payment, a certificate of debt shall be filed in accordance with N.J.S.A. 45:1-24 and the Board may bring such other proceedings as authorized by law.

3. Continuing education hours completed after May 31, 2013 and applied to cure the deficiency of a previous period shall not also be used to satisfy the requirements of the current biennial period. Respondent shall complete another 30 hours of continuing education prior to May 31, 2015 for the June 1, 2013 – May 31, 2015 biennial period.

4. The Board reserves the right to initiate disciplinary proceedings based upon the information that Respondent ultimately provided regarding the criminal matter or upon any new information the Board receives.

NEW JERSEY STATE BOARD OF NURSING

By:

  
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Patricia Ann Murphy, PhD, APN  
Board President